

STEVE R. HENSON, CHAIRMAN

MINUTES
OF THE MONROE COUNTY
CONTRACTORS' EXAMINING BOARD
MARATHON, FLORIDA

July 12, 2011

9:35 A.M. Present for roll call were Bill Kelly, Gary Centonze, Rudy Krause, William Miller, Alesha Scheuerman, Joseph Vetrick, Steve Henson, Joseph Paskalik, Lisa Granger, Tom Wright, and Mary Tucker for Odalys Mayan.

Excused Absent

Peggy Bankester
Frank Toppino, Alternate
Charlie Miller, Second Alternate

ANNOUNCEMENT

New members Alesha L. Scheuerman and William F. Miller were introduced and welcomed.

Agenda approved by Steve Henson and Gary Centonze; no nay votes.

JUNE 14, 2011 MINUTES:

Motion made by Rudy Krause and seconded by Joseph Vetrick approving the minutes as presented; no nay votes.

Mr. Wright sworn-in all present.

9:48 A.M. CE09080163 NOTICE OF APPEAL
Carlos Esquivel
Bryklef Marble & Tile, Inc.
6-202.(5) Violation of workers compensation laws

Mr. Esquivel appeared before the Board without legal counsel and contested the violations. Code Enforcement Director Ronda Norman for Inspector Tsouchlos present for the County. After testimony and evidence was taken from all parties, motion made by Bill Kelly and seconded by Rudy Krause to find Respondent in violation as cited and deny appeal. Motion carried unanimously.

PENALTY PHASE:

Motion made by Rudy Krause and seconded by Joseph Vetrick recommending fine to remain at \$500.00 plus \$100.00 administrative fee, for total of \$600.00, to be paid within thirty (30) days or impose lien. Motion carried unanimously.

AMENDMENT OF PENALTY PHASE

After discussion, motion was made by Rudy Krause and seconded by Gary Centonze to grant Respondent's request to pay within ninety (90) days instead of thirty (30) days. Motion carried unanimously.

10:16 A.M. CE11050054

NOTICE TO APPEAR

Levi J. Miller

Go Green Custom Blt Tiki Huts

6-77 No certificate of competency

6-234.(a) No certificate of competency and advertising

Mr. Miller appeared before the Board without legal counsel and did not contest the violations. Code Enforcement Director Ronda Norman for Inspector Hayes present for the County. After testimony and evidence was taken from all parties,

MCC 6-77

NO CERTIFICATE OF COMPETENCY

Motion made by Gary Centonze and seconded by Rudy Krause to find Respondent in violation as cited based on evidence. Motion carried unanimously.

PENALTY PHASE

Motion made by Rudy Krause and seconded by Joseph Vetrack recommending \$1,000.00 fine plus \$100.00 administrative fee, for total of \$1,100.00, to be paid within thirty (30) day or impose lien. Motion carried unanimously; and

MCC 6-234.(A)

NO CERTIFICATE OF COMPETENCY AND ADVERTISING

Motion made by Rudy Krause and seconded by Bill Kelly to find Respondent in violation as cited. Motion carried unanimously.

PENALTY PHASE

Motion made by William Miller and seconded by Joseph Vetrack recommending fine to remain at \$500.00 plus \$100.00 administrative fee, for total of \$600.00, to be paid within thirty (30) days or impose lien. Motion carried unanimously.

CE09010023

NOTICE OF APPEAL

Marcelino Acevedo

Safe Harbor Design & Bld.

6-25 Unlicensed contractor

Mr. Acevedo appeared before the Board without legal counsel and did not contest the violations. Emmanuel Velazquez (CE09010026) present as witness for Respondent. Code Enforcement Director Ronda Norman for Inspector White present for the County. After testimony and evidence was taken from all parties, motion made by Steve Henson

and seconded by Rudy Krause to find Respondent in violation and deny appeal. Motion carried unanimously.

PENALTY PHASE

Motion made by Rudy Krause and seconded by Gary Centonze recommending fine remain at \$500.00 plus \$100.00 administrative fine, for total of \$600.00, to be paid within thirty (30) days or impose lien. After discussion, Respondent has ninety (90) days instead of thirty (30) days to pay fine with first payment of \$200.00 due within two (2) weeks of hearing. No nay votes.

CE09010026

NOTICE OF APPEAL

Emmanuel Velazquez

6-25 No certificate of competency

(New Code Section 6-77)

Mr. Velazquez appeared before the Board without legal counsel and did contest the violations. Marcelino Acevedo (CE09010023) present as witness and interpreter for Respondent. Maria Maldonado (County Staff) served as interpreter per County's request. Code Enforcement Director Ronda Norman for Inspector White present for the County. After testimony and evidence was taken from all parties, motion made by Gary Centonze and seconded by Joseph Vetrick to continue case to allow further evidence to be submitted by Respondent within two (2) weeks to Odalys Mayan and/or Ronda Norman and subpoena general contractor; no nay votes.

CE11020151

NOTICE TO APPEAR

Jorge Luis Martinez

Huts Unlimited Corp

6-77 No certificate of competency

6-234.(a) No certificate of competency and advertising

Mr. Martinez failed to appear before the Board and did not have legal counsel present on his behalf. Good service on certified return receipt received. Code Enforcement Director Ronda Norman for Inspector Hayes present for the County. After testimony and evidence was taken from all parties,

MCC 6-77 NO CERTIFICATE OF COMPETENCY

Motion made by Rudy Krause and seconded by Alesha Scheuerman to find Respondent in violation as cited. Motion carried unanimously.

PENALTY PHASE

Motion made by Rudy Krause and seconded by Bill Kelly recommending \$1,000.00 fine plus \$100.00 administrative fee, for total of \$1,100.00, to be paid within thirty (30) days or impose lien. Motion carried unanimously; and

MCC 6-234.(A) NO CERTIFICATE OF COMPETENCY AND ADVERTISING

Motion made by Bill Kelly and seconded by William Miller to find Respondent in violation as cited. Motion carried unanimously.

PENALTY PHASE

Motion made by Rudy Krause and seconded by Joseph Vetrick recommending \$1,000.00 fine plus \$100.00 administrative fee, for total of \$1,100.00, to be paid within thirty (30) days or impose line.

Motion made by Joseph Vetrick and seconded by Alesha Scheuerman to forward this case as well as all previous cases to the Office of the State Attorney. Motion carried unanimously.

REPORTS

A. JOSEPH PASKALIK

1. Mr. Paskalik addressed the Board where the County is looking into requesting certificate of elevations to be submitted to the Building Department within 7 days instead of 21 days of establishing the height of finished floor.
2. Mr. Paskalik addressed the Board regarding the new 2-year permit extension HB 7207.

B. TOM WRIGHT

1. Mr. Wright advised the Board of his progress of the Rules of Procedures and stop work order he is currently working on.

C. LISA GRANGER

D. CONTRACTORS ASSOCIATION

The Board instructed staff to coordinate with and invite the Contractor's Association to the September 13 hearing to discuss the proposed increased building permit exemption from \$1,000.00 to \$2,500.00.

NEW BUSINESS:

OLD BUSINESS:

A. Motion to amend previously issued Order:

B. Motion to rescind previously issued Order:

- Bill Kelly announced that he would not be available at the August 9, 2011 hearing.

1:00 P.M. Adjourn.

CD of hearing on file at the Marathon Government Center with Nicole Petrick, Code Enforcement Liaison.

Odalys Mayan, Coordinator
Contractor's License
Monroe County Building Department
Marathon Government Center
2798 Overseas Highway, Suite 300
Marathon, Florida 33050
Phone: (305) 289-2583
Fax: (305) 289-2515